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6 Attorneys for Plaintiffs

7
8 UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

10 BAY AREA PAINTERS AND TAPERS
PENSION TRUST FUND, et al.,

11 Plaintiffs,

12 v.

13 REYES DRYWALL, INC. and DOES 1-10,
14 inclusive;

15 Defendant.

Case No.: C13-1752 EMC

**STIPULATION AND [PROPOSED] ORDER
TO EXTEND MEDIATION COMPLETION
DEADLINE BY SIXTY DAYS**

16
17 The parties to this action hereby respectfully request and stipulate to extend the deadline to
18 hold the mediation session by 60 days. Good cause exists for the continuance, as follows:

19 1. On July 15, 2013, the Court ordered the parties to participate in mediation within
20 the presumptive deadline of ninety days. (Docket No. 15).

21 2. On August 12, 2013, ADR Clerk, Richard Wieking notified the parties that
22 Katherine Ritchey was the assigned mediator for this case. (Docket No. 19).

23 3. On August 19, 2013, the parties participated in a pre-mediation conference with
24 Ms. Ritchey and scheduled the mediation for October 14, 2013.

25 4. At the parties' request, the Court continued the previous deadline for the parties to
26 complete mediation by sixty to days, to December 13, 2013, in order to allow time for additional
27 informal settlement discussions.

28 5. Since then, the parties have been discussing settlement of this matter. The parties

1 agree that Defendant is liable to the Plaintiff Trust Funds for delinquent fringe benefit
2 contributions, but disagree as to the amount owed. Within the next ten days, defense counsel, a
3 former CPA, has agreed to review Defendant's payroll records in an attempt to resolve the
4 accounting discrepancy. Thus, while an informal resolution has not yet been reached, the parties
5 are working towards settlement.

6 6. If the matter does not resolve informally, the parties have agreed to reschedule a
7 mediation session with Ms. Ritchey.

8 7. The parties therefore request that the Court again extend the deadline to hold the
9 mediation session by 60 days.

10 Dated: December 11, 2013

**SALTZMAN & JOHNSON
LAW CORPORATION**

11 By: _____ /S/

12 Shivani Nanda
13 Attorneys for Plaintiffs
14

15 Dated: December 11, 2013

**LAW OFFICE OF
GEORGE R. GORE**

16 By: _____ /S/

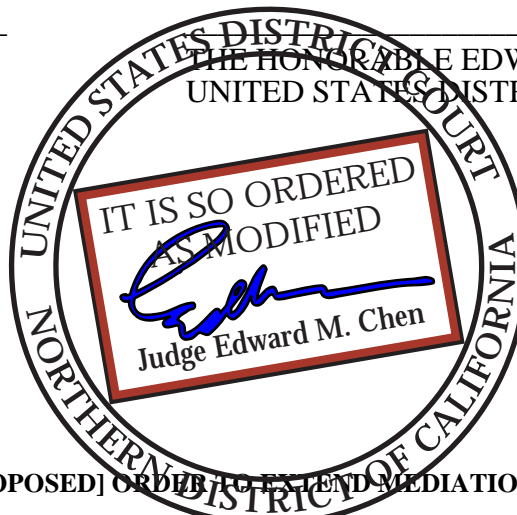
17 George R. Gore
18 Attorney for Defendant

19 **IT IS SO ORDERED.**

20 The deadline to hold the mediation session is extended by sixty days to
21 2/14, ~~2013~~ 2014. The CMC is reset from 2/4/14 to 2/27/14
at 10:30 a.m. Joint statement due 2/20/14.

22 Date: 12/18/13

23 THE HONORABLE EDWARD M. CHEN
UNITED STATES DISTRICT COURT



ATTESTATION CERTIFICATE

In accord with the Northern District of California's General Order No. 45, Section X(B), I attest that concurrence in the filing of this document has been obtained from each of the other signatories who are listed on the signature page.

Dated: December 11, 2013

SALTZMAN & JOHNSON
LAW CORPORATION

By: _____/S/
SHIVANI NANDA
Attorneys for Plaintiffs